

REMARKS

Claims 1-35, 52-69 are now pending.

Co-Pending Applications

Applicants bring the following co-pending applications, all of which are assigned to Santarus, Inc., to the Examiner's attention:

US Patent Application No. 11/138,763	US Patent Application No. 10/938,766
US Patent Application No. 10/893,203	US Patent Application No. 10/893,092

Applicants respectfully request that the listed information be considered by the Examiner. This statement is not intended to represent that these applications are, or are considered to be, prior art or material to patentability as defined in §1.56. Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith.

Amendments to the Claims

Claims 1-35, 52-69 are now pending. Claims 1-35 have been amended. Claims 36-51 have been canceled without prejudice to or disclaimer of the subject matter contained therein.

Support for amended claims 1-35 and new claims 54-69 can be found throughout the original disclosure, for example, the specification, drawings, examples and claims as originally filed. Specific, non-limiting examples of support for amended claims 1, 24, 24, 25 and 34 and new claims 54-69 are provided below.

Claim No.	Exemplary Support
1	Figures 13, 15A-C, and 24A-C.
24	Specification at p. 40, l. 5; p.40, l. 7; and p. 40, l. 9.
25	Specification at p. 41, l. 9-11.
34	Figures 13, 15A-C, and 24A-C.
54	Specification at p. 9, ll. 16-17.
55	Specification at p. 9, ll. 19-21.
56	Specification at p. 54, ll. 9-11.
57	Specification at p 59, ll. 7-9.
58	Specification at p. 59, ll. 10-13.

Claim No.	Exemplary Support
59	Specification at p. 63, ll. 10-12.
60	Specification at p. 63, l. 12.
61	Specification at p. 65, ll. 3-4.
62	Specification at p. 63, ll. 13-14.
63	Specification at p. 64, l. 31.
64	Specification at p. 64, ll. 31-33 and p. 65, l. 1.
65	Specification at p. 65, ll. 13-15.
66	Specification at p. 65, ll. 13-18.
67	Figures 1, 2, 9-11, 16 and 17.

Claim No.	Exemplary Support
68	Figure 17.

Claim No.	Exemplary Support
69	Specification at p. 65, ll. 3-7.

As all of the amendments are supported by the original disclosure, no new matter has been added. The above amendments have not been made for patentability reasons and should not be construed as constituting any admission with respect to the patentability of the previously claimed subject matter. Applicants reserve the right to pursue the canceled subject matter in one or more continuing patent applications.

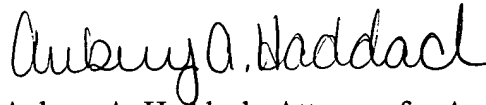
CONCLUSION

Applicants submit this Preliminary Amendment prior to the examination of this application on the merits. Since the present amendment does not introduce new matter, Applicants respectfully request its entry prior to examination of the present application.

No fees are believed to be due in connection with this filing. However, if Applicants are incorrect in this assumption, the Commissioner is authorized to charge any fees which may be required to Deposit Account No. 23-2415, referencing Docket No. 29635-714.201.

Respectfully submitted,

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